STATE OF CONNECTICUT

PUBLIC UTILITIES REGULATORY AUTHORITY
TEN FRANKLIN SQUARE
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DOCKET NO. 22-10-02 ALLOCATION OF PUBLIC EDUCATIONAL AND GOVERNMENTAL PROGRAMMING AND EDUCATION TECHNOLOGY INVESTMENT ACCOUNT PURSUANT TO CONN. GEN. STAT. §16-331CC

June 14, 2023

By the following Commissioners:

Marissa P. Gillett
John W. Betkoski, III
Michael A. Caron

CORRECTED DECISION

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CORRECTED DECISION

I. INTRODUCTION

A. SUMMARY

Based on applications filed by eligible entities and the funds available in the Public, Educational and Governmental Programming and Education Technology Investment Account (PEGPETIA), the Public Utilities Regulatory Authority (Authority) allocates $7,155,945.15 in grants.

B. BACKGROUND AND CONDUCT OF THE PROCEEDING

In 2007, the General Assembly established the PEGPETIA program to promote and improve public, educational, and governmental programming and to support education technology initiatives. See Public Act 07-253, An Act Concerning Competitive Video Services (codified at Conn. Gen. Stat. § 16-331cc). The account is funded by a quarterly tax on the gross earnings of video service providers.

In 2008, the Authority established the application requirements through a contested proceeding and, subsequently, revised the requirements in 2019. See Decision, Mar. 26, 2008, Docket No. 07-10-11, DPUC Proceeding to Establish Administrative Guidelines for the Public Educational and Governmental Programming and Educational Technology Investment Account Pursuant to Public Act 07-253 (Guidelines Decision); Decision, Oct. 23, 2019, Docket No. 07-10-11RE01, DPUC Proceeding to Establish Administrative Guidelines for the Public Educational and Governmental Programming and Education Technology Investment Account – Grant Eligibility Criteria and Guidelines (Revised Guidelines Decision).

The Authority conducts an annual proceeding to determine the allocation of the accumulated funding in the account and to administer grants to eligible entities.

To distribute PEGPETIA funds accumulated through February 28, 2023, the Authority opened this proceeding and began accepting applications on November 1, 2022, through February 28, 2023. The Authority received a total of 92 applications. The Authority delegated the review of the applications to its Office of Education, Outreach, and Enforcement (EOE) and directed EOE to file a motion with a draft proposed decision. EOE filed the motion on May 11, 2023.

The Authority reviewed and considered EOE's draft proposed decision and issued a substantially modified proposed decision on May 22, 2023. The participants were provided with an opportunity to file written comments on the proposed decision. The Authority received written comments from East Granby Public Schools and Nutmeg Public Access Television, Inc. (Nutmeg).

C. PARTIES AND INTERVENORS OR PARTICIPANTS

A list of the Participants is attached as Appendix A.

II. AUTHORITY ANALYSIS

A. APPLICATION AND ELIGIBILITY REVIEW

Applicants must submit complete applications and meet the eligibility requirements established in the Guidelines Decision and Revised Guidelines Decision. In addition, to maintaining eligibility, applicants must demonstrate compliance with any requirements from prior PEGPETIA grants. Non-compliance with previous orders disqualifies an applicant from receiving funds through the current cycle.[1]

This year, 92 applications were submitted via motion; however, two of the applications were deemed ineligible due to the applicants' non-compliance with one or more orders from last year's grant award. The table below indicates the ineligible applications and the associated non-compliance.

Motion No.	Non-Compliant Order Nos.
85	2, 3, and 4
89	3 and 4

Each award recipient is responsible for complying with the conditions and requirements of a grant award and for updating the recipient's contact information to ensure timely communications. Any applicant that has questions about compliance may contact Nancy Joaquim at nancy.joaquim@ct.gov.

B. ALLOCATION OF PEGPETIA FUNDS

For this grant cycle, the amount of funding available in the PEGPETIA account is $7,741,331. This amount represents an unusually significant increase over prior annual funding, which generally ranges from $2 - $3 million. Given the magnitude of deviation, the Authority will distribute $7,200,000 in grants and reserve the remainder for potential accounting or funding variances.

Fifty percent (50%) of this amount, or $3,600,000, is to "be available for local community antenna television and video advisory councils; the state-wide video advisory council; public, educational and governmental programmers and public, educational and governmental studio operators . . . ." and fifty percent (50%) is to "be available to boards of education and other education entities for education technology initiatives." Conn. Gen. Stat. § 16-331cc(b).

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[1] These requirements are in the publicly posted Instructions for PEGPETIA Grant Applications. In addition, each final decision awarding PEGPETIA grants contains specific orders and compliance obligations for every grantee. Finally, EOE issued a Final Compliance Due Reminder to the service list in Docket No. 21-10-13, on February 15, 2023.

As stated, 92 applications were submitted, with 2 deemed ineligible. Of the 90 eligible applications, 31 are seeking a total of $3,055,535 for "public, educational and governmental" programming or studios (PEG Grants) and 59 are seeking a total of $6,686,922.17 for "education technology initiatives" (ETI Grants).[2] Because the requests for PEG Grants were less than the $3,600,000 available for PEG Grants, the Authority used the residual for ETI Grants.[3] The table below summarizes the allocation of funding.

Table 1: Total Requests, Funding, and Awards

Grant Type	Total Requests	Funding Available	Awarded
PEG	$3,055,535	$3,055,535	$3,055,535
ETI	$6,686,922	$4,144,465	$4,100,410
Total	**$9,742,457**	**$7,200,000**	**$7,155,924.15**

The tables below provide the specific grant award for each eligible application. To allocate the $4,144,465 in funding available for the $6,686,922 ETI Grant requests, the Authority applied a cap of $91,000 on ETI Grants.

These award amounts may be applied towards any capital expense listed in the original application. As a result of the cap on ETI grants, some awardees may need to scale down their original project plans and complete a smaller version of the proposed project. If an awardee is unable to do so, the funds must be returned. If there are questions about a scaled-down version of an applicant's project meeting the PEGPETIA guidelines or the appropriateness of a substituted capital expense, please contact Nancy Joaquim at nancy.joaquim@ct.gov. Any unused funds must be returned to the DEEP Business Office prior to receiving a new grant award.

[2] In its Written Exceptions, Nutmeg asserted that PURA misclassified The Woodstock Academy's (Motion No. 45) and Regional School District 7 (Motion No. 93) as recipients of PEG grants rather than ETI grants. After further review of the applications, the Authority confirms that the grants are correctly classified as PEG Grants because both schools are asking for capital and equipment costs to produce or procure programming on public access stations. The Authority will review applications on a yearly basis to determine whether they may be classified as a PEG or ETI grant. Furthermore, the Authority may seek clarity on whether its classification of grants under Conn. Gen. Stat. § 16-331cc (b) is consistent with the General Assembly's intent as part of its study conducted in Docket No. 22-06-26, PURA Study of the Operations of Certified Third-Party Nonprofit Community Access Programming Providers.

[3] A similar approach was used in 2020. See Decision Apr. 8, 2020, Docket No. 19-11-01 Public Educational and Governmental Programming and Educational Technology Investment Account Program Pursuant to Public Act 07-253, p. 3.

Table 2: PEG Grants

Motion No.	Applicant Name	Amount Requested	Grant Award
9	Town of Enfield (E-TV)	$42,080.27	$42,080
10	Victory Productions, LLC	$21,635.17	$21,635
12	Wolcott Governmental TV (wlct96.org)	$5,054.26	$5,054
19	Wallingford Public Access Assoc.	$98,113.12	$98,113
21	Bloomfield Access Television, Inc.	$149,999.05	$149,999
24	Walters Memorial AME Zion Church	$87,130.00	$87,130
25	Groton Municipal Television	$41,760.42	$41,760
32	Valley Shore Community Television	$116,037.00	$116,037
37	Windsor Community Television, Inc.	$109,630.63	$109,631
44	Town of New Canaan	$114,025.00	$114,025
45	The Woodstock Academy	$143,526.99	$143,527
47	Branford Community Television, Inc. (BCTV)	$152,511.13	$152,511
49	Macedonia Church	$49,508.98	$49,509
50	Sound View Community Media, Inc.	$63,102.50	$63,103
52	Guilford Community Television, Inc. (GCTV)	$42,902.28	$42,902
55	Community Voice Channel	$149,485.03	$149,485
63	Simsbury Community Television, Inc.	$67,728.44	$67,728
65	Wethersfield Community Television	$91,669.00	$91,669
67	Southeastern Connecticut Television, Inc.	$168,671.85	$168,672
69	New Vision International Ministries	$66,974.15	$66,974
70	Nutmeg Public Access Television, Inc.	$245,525.00	$245,525
71	Town of Glastonbury	$95,803.51	$95,804
81	East Haven Public Television	$22,808.09	$22,808
84	Oasis of Restoration Church	$103,169.93	$103,170
86	Hartford Public Access Television	$280,053.13	$280,053
87	North Haven Community TV, INC. (NHTV)	$96,630.77	$96,631
88	North Branford Public Cable Access Group	$96,630.77	$96,631
90	Rocky Hill Community Television	$49,628.93	$49,629
91	West Hartford Community Television	$149,607.64	$149,608
92	Norwalk Seventh Day Adventist Church	$121,730.25	$121,730
93	Regional School District No. 7	$12,401.83	$12,402
		TOTAL	**$3,055,535**

Table 3: ETI Grants

Motion No.	Applicant Name	Amount Requested	Grant Award
2	Jonathan Trumbull Library	$11,674.50	$11,675
3	Bethel Public School District (BOE)	$117,167.13	$91,000
4	Norwich Public Schools	$80, 596.90	$80,597
5	Regional School District No. 8	$107,250.00	$91,000
6	East Hartford Public Schools	$99,777.90	$91,000
7	Marlborough School District	$82,390.00	$82,390
8	Ansonia Public Schools	$103,103.90	$91,000
11	Bethany Publci School District	$65,544.90	$65,545
13	North Haven Public Schools	$26,806.58	$26,807
14	Eli Whitney Technical High School	$52,925.49	$52,925
15	Avon Public Schools	$27,947.34	$27,947
16	Granby Public School	$122,729.95	$91,000
17	Westport Public Schools	$116,530.00	$91,000
18	Fairfield Public Schools	$149,406.00	$91,000
20	New Fairfield Public Schools	$149,406.00	$91,000
22	Groton Public Schools	$86,360.00	$86,360
23	Newtown Public Schools	$58,400.00	$58,400
26	Town of Simsbury/ Public Library	$26,863.49	$26,863
27	Watertown Public Schools	$185,366.38	$91,000
28	Regional School District 17	$127,338.51	$91,000
29	SCSU /Hilton C. Buley Library	$29,000	$29,000
30	Shelton Public Schools	$63,445.36	$63,445
31	New Milford Public Schools	$149,966.00	$91,000
33	Norwalk Public Schools	$149,234.00	$91,000
34	Seymour Public Schools	$148,842.00	$91,000
35	Monroe Public Schools	$49,575.48	$49,575
36	Regional School District No. 15	$65,281.00	$65,281
38	CT State Colleges & Universities System	$149,659.65	$91,000
39	Windham Public School District	$93,384.89	$91,000
40	Wallingford Public Schoiols	$98,713.31	$91,000
41	Suffield Public Schools	$97,440.00	$91,000
42	Brookfield Public Schools	$144,954.10	$91,000
43	Torrington Public Schools	$101,735.17	$91,000
46	North Branford Public Schools	$120,743.25	$91,000
48	Thompson Public Schools	$59,480.00	$59,480
51	Greenwich Public Schools	$74,130.30	$74,130
53	Rocky Hill Public Schools	$84,007.55	$84,008
54	Sherman School District	$53,576.80	$53,577
56	East Granby Public Schools	$37,875.00	$37,875
57	Sterling Community School District	$21,579.41	$21,579
58	Vernon Public Schools	$102,968.82	$91,000
59	Waterbury Public School District	$44,822.00	$44,822
60	The City of Bristol	$99,193.90	$91,000

61	Colchester Public Schools	$108,742.05	$91,000
62	Putnam Board of Education	$515,423.64	$91,000
64	East Lyme Public Schools	$36,775.00	$36,775
66	Hebron Public Schools	$24,056.80	$24,057
68	Grove School	$24,288.00	$24,288
73	Hartford Public Library	$149,997.00	$91,000
72	Simsbury Public Schools	$39,339.85	$39,339.85
74	Charter Oak State College	$144,008.00	$91,000
75	Amity Regional School District No. 5	$59,706.05	$59,706
76	Waterford Country School	$143,974.97	$91,000
77	Southington Public Schools	$,275,162.00	$91,000
78	Stratford Libarary Association	$16,473.00	$16,473
79	New London Public Schools[4]	$106,933.90	$90,275
80	Intensive Education Academy	$40,275.00	$40,275
82	Somers Public Schools	$27,939.23	$27,939
83	Killingly Public Schools	$148,520.42	$91,000
		TOTAL	**$4,100,410**

III. CONCLUSION AND ORDERS

A. CONCLUSION

The Authority awards PEG Grants and ETI Grants to the entities and in the amounts identified in the respective tables above.

B. ORDERS

For Orders requiring a compliance filing, file an electronic version through the Authority's website at www.ct.gov/pura. Submissions filed in compliance with the Authority's Order must be identified by all five of the following: Docket Number, Title, Decision Date, Order Number and Motion Number.

1. No later than June 30, 2023, awardees must complete, sign and return a completed Form W-9 and Agency Vendor Form (appended to this Decision) ***via e-mail*** to the DEEP Business Office (Teddi.Ezzo@ct.gov).

2. No later than October 18, 2023, awardees must file copies of all receipts and/or paid invoices for equipment and approved costs purchased with grant funds. All unused funds must be returned to the DEEP Business Office prior to receiving a new grant award.

3. No later than February 15, 2024, PEG grant awardees must file a report providing the title, subject, and duration (in minutes) of all community access programs facilitated in whole or in part by the grant award. The report shall also identify how the programs were distributed through community access channels and shall discuss the protocols for ensuring that any programs produced with equipment

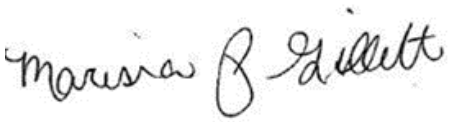
[4] New London Public Schools did not return $725 in unused funds from last year's award. Accordingly, that sum will be deducted from this year's award amount.

purchased with PEGPETIA funds are made available to the applicant's local PEG studio.

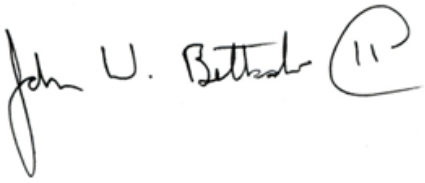
4. No later than February 15, 2024, all awardees will file an overall account of the project enabled by the grant funds.

DOCKET NO. 22-10-02 **ALLOCATION OF PUBLIC EDUCATIONAL AND GOVERNMENTAL PROGRAMMING AND EDUCATIONAL TECHNOLOGY INVESTMENT ACCOUNT PURSUANT TO CONN. GEN. STAT. §16-331CC**

This Decision is adopted by the following Commissioners:



Marissa P. Gillett



John W. Betkoski, III

Michael A. Caron

CERTIFICATE OF SERVICE

The foregoing is a true and correct copy of the Decision issued by the Public Utilities Regulatory Authority, State of Connecticut, and was forwarded by Certified Mail to all parties of record in this proceeding on the date indicated.

Jeffrey R. Gaudiosi, Esq.
Executive Secretary
Public Utilities Regulatory Authority

June 14, 2023
Date

APPENDIX A – PARTICIPANT LIST

[Mailing List ('IN' : 'IP' : 'NS' : 'P' : 'PC' : 'TS') ('Rep of' and Name Order)]
List for Docket # or Category: "22-10-02"
Print out based on EMailDelivery choice: All

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Appendices B & C should be e-mailed to Teddi.Ezzo@ct.gov

(Include Motion Number in Subject Line)

APPENDIX B – AGENCY VENDOR FORM

SP-26NB Agency Vendor Form (ct.gov)

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Clear Form

STATE OF CONNECTICUT - AGENCY VENDOR FORM

IMPORTANT: ALL parts of this form must be completed, signed and returned by the vendor.

READ & COMPLETE CAREFULLY

SP-26NB-IPDF Rev. 4/10

COMPLETE VENDOR LEGAL BUSINESS NAME	**Taxpayer ID # (TIN):** ☐ SSN ☐ FEIN WRITE/TYPE SSN/FEIN NUMBER ABOVE
BUSINESS NAME, TRADE NAME, DOING BUSINESS AS (IF DIFFERENT FROM ABOVE)	

BUSINESS ENTITY: ☐ CORPORATION ☐ LLC CORPORATION ☐ LLC PARTNERSHIP ☐ LLC SINGLE MEMBER ENTITY
☐ NON-PROFIT ☐ PARTNERSHIP ☐ INDIVIDUAL/SOLE PROPRIETOR ☐ GOVERNMENT

NOTE: IF INDIVIDUAL/SOLE PROPRIETOR, INDIVIDUAL'S NAME (AS OWNER) MUST APPEAR IN THE LEGAL BUSINESS NAME BLOCK ABOVE.

BUSINESS TYPE: A. SALE OF COMMODITIES B. MEDICAL SERVICES C. ATTORNEY FEES D. RENTAL OF PROPERTY (REAL ESTATE & EQUIPMENT)
E. OTHER (DESCRIBE IN DETAIL)

UNDER THIS TIN, WHAT IS THE PRIMARY TYPE OF BUSINESS YOU PROVIDE TO THE STATE? (ENTER LETTER FROM ABOVE) →	
UNDER THIS TIN, WHAT OTHER TYPES OF BUSINESS MIGHT YOU PROVIDE TO THE STATE? (ENTER LETTER FROM ABOVE) →	

NOTE: IF YOUR BUSINESS IS A ***PARTNERSHIP***, YOU **MUST** ATTACH THE NAMES AND TITLES OF ALL PARTNERS TO YOUR BID SUBMISSION.

NOTE: IF YOUR BUSINESS IS A ***CORPORATION***, IN WHICH STATE ARE YOU INCORPORATED?

VENDOR ADDRESS STREET CITY STATE ZIP CODE

Add Additional Business Address & Contact information on back of this form.

VENDOR E-MAIL ADDRESS	VENDOR WEB SITE

REMITTANCE INFORMATION: *INDICATE BELOW THE REMITTANCE ADDRESS OF YOUR BUSINESS.* ☐ *SAME AS VENDOR ADDRESS ABOVE.*
REMIT ADDRESS STREET CITY STATE ZIP CODE

CONTACT INFORMATION: NAME (TYPE OR PRINT)

1ST BUSINESS PHONE:	Ext. #	HOME PHONE:
2ND BUSINESS PHONE:	Ext. #	1ST PAGER:
CELLULAR:		2ND PAGER:
1ST FAX NUMBER:		TOLL FREE PHONE:
2ND FAX NUMBER:		TELEX:

WRITTEN SIGNATURE OF PERSON AUTHORIZED TO SIGN PROPOSALS ON BEHALF OF THE ABOVE NAMED VENDOR ←SIGN HERE	DATE EXECUTED
TYPE OR PRINT NAME OF AUTHORIZED PERSON	TITLE OF AUTHORIZED PERSON

IS YOUR BUSINESS **CURRENTLY** A DAS *CERTIFIED* SMALL BUSINESS ENTERPRISE? ☐ YES *(ATTACH COPY OF CERTIFICATE)* ☐ NO

IS YOUR BUSINESS **CURRENTLY** A CT DOT *CERTIFIED* DISADVANTAGED BUSINESS ENTERPRISE (DBE)? ☐ YES ☐ NO

IF YOU ARE A ***STATE EMPLOYEE***, INDICATE YOUR POSITION,
AGENCY & AGENCY ADDRESS

PURCHASE ORDER DISTRIBUTION:
(E-MAIL ADDRESS)

NOTE: THE E-MAIL ADDRESS INDICATED IMMEDIATELY ABOVE WILL BE USED TO FORWARD PURCHASE ORDERS TO YOUR BUSINESS.

ADD FURTHER BUSINESS ADDRESS, E-MAIL & CONTACT INFORMATION ON SEPARATE SHEET IF REQUIRED

APPENDIX C – FORM W-9

Obtain from IRS Website:

https://www.irs.gov/pub/irs-pdf/fw9.pdf

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Form **W-9**
(Rev. October 2018)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

▶ Go to *www.irs.gov/FormW9* for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

Print or type. See Specific Instructions on page 3.

1 Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.

2 Business name/disregarded entity name, if different from above

3 Check appropriate box for federal tax classification of the person whose name is entered on line 1. Check only **one** of the following seven boxes.

☐ Individual/sole proprietor or single-member LLC ☐ C Corporation ☐ S Corporation ☐ Partnership ☐ Trust/estate

☐ Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=Partnership) ▶ _____

Note: Check the appropriate box in the line above for the tax classification of the single-member owner. Do not check LLC if the LLC is classified as a single-member LLC that is disregarded from the owner unless the owner of the LLC is another LLC that is **not** disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner.

☐ Other (see instructions) ▶

4 Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3):

Exempt payee code (if any) _____

Exemption from FATCA reporting code (if any) _____

(Applies to accounts maintained outside the U.S.)

5 Address (number, street, and apt. or suite no.) See instructions.

Requester's name and address (optional)

6 City, state, and ZIP code

7 List account number(s) here (optional)

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the instructions for Part I, later. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN,* later.

Note: If the account is in more than one name, see the instructions for line 1. Also see *What Name and Number To Give the Requester* for guidelines on whose number to enter.

Social security number

			–			–				

or

Employer identification number

		–							

Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions for Part II, later.

Sign Here **Signature of U.S. person** ▶ **Date** ▶

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Future developments. For the latest information about developments related to Form W-9 and its instructions, such as legislation enacted after they were published, go to *www.irs.gov/FormW9.*

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, *later.*